

Public Hearing-Term Increase for Town Supervisor, 7:15 p.m.
Joint Town & Village Meeting, 7:30 p.m.
Town Board Meeting
September 15, 2016

Present: Supervisor Neil Bettez, Councilman Dan Torres, Councilman Julie Seyfert-Lillis, Councilman Marty Irwin. **Absent:** Councilman Jeff Logan.

At 7:16 p.m. a motion was made by Supervisor Bettez to open the public hearing on the term increase for the Town Supervisor. Seconded by Councilman Irwin, all aye votes cast, motion carried.

Public Input:
Carol Roper, former Supervisor, spoke in favor of the term increase.
Josh Honig and Dave Lent, former Supervisor, spoke against the term increase.
Donna Liebman asked what prompted this issue. Councilman Torres responded.

At 7:27 p.m. a motion was made by Councilman Torres close the public hearing. Seconded by Supervisor Bettez, all aye votes cast, motion carried.

Joint Town & Village Meeting

Present: Supervisor Neil Bettez, Councilman Dan Torres, Councilman Julie Seyfert-Lillis, Councilman Marty Irwin. **Absent:** Councilman Jeff Logan.
Present: Mayor Tim Rogers, Trustee Tom Rocco, Trustee Don Kerr. **Absent:** Trustee Dennis Young, Trustee Rebecca Rotzler.

At 7:34 p.m. a motion was made by Supervisor Bettez to open the joint meeting with the pledge. Seconded by Councilman Torres, all aye votes cast, motion carried.
At 7:35 p.m. a motion was made by Mayor Rogers to open the joint meeting with the pledge. Seconded by Trustee Kerr, all aye votes cast, motion carried.

Agenda: +Discussion on Mill Brook Preserve Conservation Easement, +Discussion on Moriello Pool. A motion was made by Supervisor Bettez to adopt the agenda as amended. Seconded by Councilman Torres, all aye votes cast, motion carried.
A motion was made by Mayor Rogers to adopt the agenda as amended. Seconded by Trustee Rocco, all aye votes cast, motion carried.

Public Input:
Weston Bleelock, Woodstock, requested the Boards consider passing an opt out bill regarding smart meters.
Josh Honig, New Paltz, spoke about and asked questions regarding street lights.
Bob Holsman, Gardiner, is concerned about everyone’s safety because there are no bike lanes. He asked if anything is being done about the intersection of Butternutville and Route 299.
Mike Zierler spoke about the grant for the Hudson River Valley Greenway Program.

IMA between Town and Village for Water District #5:
A motion was made by Councilman Torres to approve the IMA to extend the term to 40 years with a 40 year extension thereafter. Seconded by Councilman Irwin, all aye votes cast, motion carried.

Streetlights:
The Boards discussed the Town’s A-Fund paying for Town outside the Village streetlights and Village residents paying for lights in the Village. The Village has 292 street lights and the Town has 103. Mayor Rogers indicated that if the Town and Village purchased their own system of LED lights, they would save money on rental costs. This is also an opportunity to look at the system and determine if there needs to be more or less lights on certain streets. Tabled for a future meeting.

Smart Meter System:
Trustee Kerr explained that some people have a sensitivity to the radiation from smart meters. There’s a request for an opt out option with no penalty. Councilman Torres will contact our Assemblyman and Trustee Kerr will work on the language for the next joint meeting.

Moriello Park/Playground:

There's been an ongoing issue with how to open the playground while the pool is closed. In the past when it was left open, vandalism became a problem. The Town's insurance agent is certified to inspect playgrounds and he has agreed to look at it. Highway Supt. Marx added that it is not currently ADA compliant. The Town will make an update after the playground is inspected.

Proposed Joint Municipal Center:

Councilman Irwin distributed a handout with different use scenarios and their corresponding financial implications. The Boards discussed potential grant funding. Trustee Kerr indicated that the Village is committed to moving forward with the Town and they will continue to work on this.

Citizens for Local Power:

The Public Service Commission is taking public comment on utilities' proposed fees to compile customer data needed for Community Choice Aggregate Programs. Communities feel that they shouldn't have to pay for data.

A motion was made by Trustee Kerr to send a letter of support to RUPCO against these proposed fees. Seconded by Mayor Rogers, all aye votes cast, motion carried.

A motion was made by Councilman Torres to send a letter of support to RUPCO. Seconded by Supervisor Bettez, all aye votes cast, motion carried.

Mill Brook Preserve Conservation Easement:

Councilwoman Seyfert-Lillis left the room.

Mayor Rogers indicated that the Village Attorney Will Frank had particular objection to section 7.07 of the proposed easement, where the WVLT demands a substantial monetary compensation in the event that the conservation easement is extinguished for any reason. Mayor Rogers feels that it would be irresponsible to sign the C.E. in its current form without substantial changes. Christie DeBoer from the WVLT indicated that the template was changed to address this type of easement. She suggested the Village Attorney contact the WVLT's attorney to discuss the language changes. Supervisor Bettez indicated that Attorney Moriello and Comptroller Jean Gallucci agreed with Will Frank in his interpretation of section 7.07. They cautioned that by giving the land away, the Town is left with fewer assets. This means that the Town cannot borrow as much money and the money that it does borrow will cost more. He indicated that this is another unintended consequence of an easement versus parkland. Mayor Rogers indicated that Attorney Frank made suggestions to the language, including removing section 7.07 in its entirety. The boards will continue working on this.

At 9:23 p.m. a motion was made by Trustee Rocco to adjourn the Joint Meeting. Seconded by Mayor Rogers, all aye votes cast, motion carried.

5-minute break. Councilwoman Seyfert-Lillis returned to the tabled.

Town Board Meeting:

At 9:32 p.m. a motion was made by Supervisor Bettez to go into executive session for the purposes of discussing personnel with the Highway Superintendent. Seconded by Councilman Torres, all aye votes cast, motion carried.

At 9:39 p.m. a motion was made by Supervisor Bettez to come out of executive session with no action taken. Seconded by Councilman Torres, all aye votes cast, motion carried.

Agenda: +Public Comment, +Warrant, +Mill Brook Preserve Resolutions, +Appropriation of Funds
A motion was made by Supervisor Bettez to adopt the agenda as amended. Seconded by Councilman Torres, all aye votes cast, motion carried.

Public Comment:

Michelle Hertz, Accord, spoke against the use of smart meters.
Josh Honig spoke about the proposed municipal center, the playground at Moriello Pool, the smart meters and the Town and Village purchasing their own street lights.
Donna Liebman, Plains Road, indicated that she still has not received the new letter that was supposed to go. This is the third meeting that she has brought this up.

Acceptance of Minutes:

A motion was made by Supervisor Bettez to accept the minutes of **August 25, 2016**. Seconded by Councilman Torres, all aye votes cast, motion carried.

Appointments:

A motion was made by Supervisor Bettez to appoint Amelia Rose to the Bike-Pedestrian Committee for a 4-year term to expire 12/31/2019. Seconded by Councilman Torres, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to transfer Ryan Masterson to DBB-522-5110-100 Roads/Repair personal services as a seasonal Highway Department position from B&G AAA-522-1620-100 personal services until the end of October 2016. Seconded by Councilman Torres, all aye votes cast, motion carried.

Resignations:

A motion was made by Supervisor Bettez to accept the resignation of Philip Missere from the New Paltz Police Department. Seconded by Councilman Torres, all aye votes cast, motion carried.

A motion was made by Supervisor Bettez to accept the resignation of Lynn Karge as Payroll/HR Clerk due to her retirement. Seconded by Councilman Torres, all aye votes cast, motion carried.

Modification to monthly purchase orders:

A motion was made by Councilman Torres to *remove/modify* the following monthly/yearly issued purchase orders:

Central Hudson	\$350.00	DBB-522-5142-400	Issued 2x per year
Central Hudson	\$148.00	DBB-522-5110-400	Issued 6x per year
New Paltz Agway	\$100.00	DBB-522-5110-400	
Econo Signs	\$1,000.00	DBB-522-3310-400	Yearly
Hudson Valley Pest Control	\$45.00	DBB-522-5132-400	to Jan-Apr & Oct-Dec
Tractor Supply	\$200.00	DBB-522-5142-400	to quarterly

Seconded by Councilman Irwin, all aye votes cast, motion carried.

DMV moving costs:

A motion was made by Councilman Irwin to charge the following bills for the relocation of the DMV van from the old Town Hall to the VFW, to the restricted capital funds for the demolition and rebuilding of Town Hall:

Yaun 6/16/2016	\$212.27	invoice #N105908
Yaun 6/27/2016	\$163.61	invoice #N105925
Yaun 6/21/2016	\$22.20	invoice #N106001
Yaun 6/23/2016	\$26.91	invoice #N106003
Yaun 6/23/2016	\$9.97	invoice #N106001A
Yaun 6/23/2016	\$107.80	invoice #N106083
Yaun 6/24/2016	\$4.24	invoice #N106108
Yaun 6/28/2016	\$30.61	invoice #N106142
Yaun 6/27/2016	\$28.40	shipment confirm N106142 (need invoice)
Yaun 7/14/2016	\$9.69	invoice #N106574
Yaun 7/27/2016	\$5.08	invoice #N106476
Yaun 7/22/2016	\$14.81	invoice #N106571
		Total: \$635.59

Seconded by Councilman Torres, all aye votes cast, motion carried.

Trailer purchase request from Highway Department:

A motion was made by Supervisor Bettez to approve the purchase of a 2016 utility trailer from Hudson River Truck & Trailer for \$4,195.00 to come out of already Board approved bond monies. Seconded by Councilman Torres, all aye votes cast, motion carried.

Budget Modification-Recycling:

A motion was made by Councilman Torres to make the following modification to the 2016 budget:

Increase	A1345.560	\$310.00	Recycling Office Supplies
Decrease	A8189.200	\$310.00	Recycling Office Equipment

Reason: Not listed.

Seconded by Councilman Irwin, all aye votes cast, motion carried.

Warrant:

A motion was made by Councilman Torres to approve the September Warrant in the amount of \$838,148.89. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

Planning Board Escrows:

A motion was made by Supervisor Bettez to approve the following Planning Board Escrow requests:

Open Space Institute-River to Ridge Project

Performance/restoration bond \$10,000.00

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Construction escrow account-initial deposit \$5,000.00, low replenish amount \$2,500.00

Mohonk Preserve-Gatehouse/Hasbrouck trailhead Project

Construction escrow account-initial deposit \$10,000.00, low replenish amount \$5,000.00

Performance/restoration bond previously approved.

New Paltz Property Development (ShopRite Plaza)

Construction escrow account-initial deposit \$7,500.00, low replenishment about \$2,500.00

Performance/restoration bond previously approved.

Seconded by Councilman Torres, all aye votes cast, motion carried.

Appropriation of Funds:

A motion was made by Supervisor Bettez to allow Comptroller Gallucci to provide the necessary funds as authorized in a prepay to extend the contract for the purchase of land associated with WD #5, up to \$200,000. Seconded by Councilman Torres, all aye votes cast, motion carried.

Resolution- Approve and Endorse Grant Application:

A motion was made by Supervisor Bettez to approve the following resolution and authorize the Supervisor to execute documents when available:

WHEREAS, the Town of New Paltz is applying to the Hudson River Valley Greenway for a grant under the Greenway Communities Grant Program for a project entitled *The 299 Gateway Planning and Zoning Project* to be located in the Town of New Paltz,

WHEREAS, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located;

NOW, THEREFORE, be it resolved that the governing board of the Town of New Paltz hereby does approve and endorse the application for a grant under the Greenway Communities Grant Program, for a project known as *The 299 Gateway Planning and Zoning Project* and located within this community.

Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

Letter of Support-RUPCO:

A motion was made by Supervisor Bettez to send a letter of support for RUPCO, Inc. in their application for funding on behalf of Ulster County through the NYS Office of Community Renewal (OCR) through the Community Development Block Grant Program (CDBG) to support owner occupied housing rehabilitation in Ulster County. Seconded by Councilman Irwin, all aye votes cast, motion carried.

Moriello Water Loop Project Re-Bid:

A motion was made by Supervisor Bettez to authorize the Town Clerk to put the project out to bid. Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

Resolution-CoolBot:

A motion was made by Councilman Torres to adopt the resolution to designate the Town Board Lead Agency, declaring this action as a Type II action, for the proposed agreement for the installation of a refrigeration unit at the New Paltz Re-Use Center. Seconded by Councilman Irwin, all aye votes cast, motion carried.

Resolution-CoolBot:

A motion was made by Supervisor Bettez to adopt the resolution authorizing the Supervisor to sign the agreement and other documents between the Town and the Food Insecurity Collaborative led by Family of New Paltz, Inc., for the installation, use and maintenance of a refrigeration unit at the New Paltz Re-Use Center. Seconded by Councilman Torres, all aye votes cast, motion carried.

Local Law #5/2016-“Town Supervisor Term Increase”:

A motion was made by Councilman Torres to adopt a resolution for the adoption of the law entitled, “A local law to increase the term of Office of the Elected Town Supervisor from Two (2) Years to Four (4) Years” as Local Law #5 of 2016. (LLs had to be renumbered due to ballot referendums and filing requirements) Seconded by Councilwoman Seyfert-Lillis, all aye votes cast, motion carried.

Public Hearing-Tax Cap Local Law:

A motion was made by Councilwoman Seyfert-Lillis to set the date for the public hearing on the proposed Tax Cap local law for October 27th at 7:15 p.m. Seconded by Councilman Irwin, all aye votes cast, motion carried. A motion was made by Supervisor Bettez to amend the prior motion and that the public hearing be set for October 20th at 7:15 p.m. Seconded by Councilman Torres, all aye votes cast, motion carried.

Resolution-Tax Cap Local Law:

A motion was made by Councilwoman Seyfert-Lillis to adopt the resolution designating the Town Board Lead Agency for the proposed Tax Cap local law, which is determined to be a Type II Action. Seconded by Councilman Torres, all aye votes cast, motion carried.

Public Hearing-2017 Preliminary Budget:

A motion was made by Supervisor Bettez to set the public hearing on the 2017 Preliminary Budget for October 27th at 7:15 p.m. Seconded by Councilman Torres, all aye votes cast, motion carried.

UCRRA Contract:

A motion was made by Councilman Irwin to authorize the Supervisor to execute the 2016-2026 contract with the UCRRA under terms that are as presented in the counter offer. Seconded by Councilman Torres, all aye votes cast, motion carried.

Discussion-Peak Contracting scope of work at Court building:

Highway Supt. Marx spoke with Peak Contracting. They are still working on this.

Discussion re: Village Planner memo:

Doug Gilmour wrote a letter explaining why he felt there should be further actions taken by the Town Planning Board in their environmental review of the Trans-Hudson/CVS project. Councilman Irwin would like to know the Planning Board's response to the letter. Councilwoman Seyfert-Lillis, liaison to the Planning Board indicated that she will let the Town Board know when the Planning Board discusses it and issues a response.

At 10:35 p.m. Councilwoman Seyfert-Lillis left the meeting.

Mill Brook Preserve Conservation Easement:

A motion was made by Councilman Irwin to adopt the resolution designating the Town Board Lead Agency for the proposed granting of conservation easement to the Wallkill Valley Land Trust, Inc. Seconded by Councilman Torres, all aye votes cast, motion carried.

A motion was made by Councilman Irwin to adopt the resolution and Notice of Determination issuing a Negative Declaration under SEQRA. Seconded by Supervisor Bettez, all aye votes cast, motion carried.

A motion was made by Councilman Irwin to adopt the resolution granting the conservation easement to the Wallkill Valley Land Trust in the form recommended by Attorney Joe Moriello. Seconded by Supervisor Bettez for discussion. After a discussion, the Town Board agreed to table this action.

At 10:48 p.m. a motion was made by Councilman Torres to adjourn the meeting. Seconded by Supervisor Bettez, all aye votes cast, motion carried.

Respectfully Submitted,

Rosanna Mazzaccari
Town Clerk